Docket No.: 62386-015

PATEN

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

In re Application of

Customer Number: 20277

Wayne D. COMPER

Confirmation Number: 2638

Serial No.: 09/893,346

Group Art Unit: 1648

Filed: June 28, 2001

Examiner: Stacy B. Chen

For: METHOD FOR KIDNEY DISEASE TREATMENT BY DRUG INTERVENTION

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER TO THE BOARD OF APPEALS

Mail Stop Notice of Appeal Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Applicant(s) hereby appeal(s) to the Board of Appeals from the decision dated November 5, 2003 of the Primary Examiner finally rejecting claims 1-5, 7-14, 16-18 and 20-24.

Appeal Fee: <u>\$165.00</u>

Not required (fee paid in prior appeal in this application).

Charge to Deposit Account No. 500417.

Check Enclosed.

Respectfully submitted,

MCDERMOTT, WILL & EMERY

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Thomas A. Haag, Ph.D., Esq. Registration No. 47,621

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Facsimile: (202) 756-8087 Date: **May 4, 2004** A The state of the